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U.S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

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In re Application of: Angelo S. RESTIVO Sr., *et al.*

Application No.: 10/785,023

Filing Date: February 25, 2004

Title: PIPE TEMPERATURE CONTROL VALVE

Direct to: U. S. Patent and Trademark Office  
Mail Stop: Duplicates  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE UNDER 37 CFR 1.251 – Pending Application****Statement (check the appropriate box):**

The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

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Date

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Signature

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Typed or printed name**A Copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### NOTICE UNDER 37 CFR 1.251 - Pending Application

The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is hereby requested to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Transmittal, Specifications, Claims, Abstract, Drawings and Declaration (OATH) filed on 2/25/2004.

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Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is hereby requested to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

If applicant does not possess any record of the correspondence between the Office and the applicant for the file listed on the cover sheet or any copy of the paper(s) listed, applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

U. S. Patent and Trademark Office  
Mail Stop: Duplicates  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

Image Assistance Center/ Customer Service

1-(888)-786-0101

PTO Doc. Code: R251.NTC (Rev. 03/05)

IN THE UNITED STATES PATENT OFFICE

ATTY DCKT: C2DIV001.14

IN RE APPLICATION OF: ANGELO S. RESTIVO, SR.  
SERIAL NUMBER: 10/785,023  
FILED 2/25/2004  
EXAMINER:  
GROUP ART:

FOR: PIPE TEMPERATURE CONTROL VALVE

DUPLICATE APPLICATION TRANSMITTAL

US Patent and Trademark Office  
MAIL STOP DUPLICATE  
Rm CP2-7D25, PO Box 1450  
Alexandria, VA 22313-1450

Sir:



Transmitted herewith are:

Status Inquiry Request  
 Letter re Duplicate File  
 Duplicate Copy of Application and Papers Previously Filed  
 Substitute Declaration and Power of Attorney  
  
 Petition for Extension of Time for \_\_\_\_\_ months  
 Check \_\_\_\_\_ in the amount of \$65 for Missing Parts Surcharge

Authorization is granted to charge any additional or deficient fees under 37 CFR §1.16  
 or §1.17 to Deposit Account 50-0562

Dated: June 2, 2005

Respectfully submitted,

  
\_\_\_\_\_  
Robert N. Blackmon  
Reg. No. 39,494  
Attorney for the Applicant

Merek, Blackmon & Voorhees, LLC  
673 S. Washington St.  
Alexandria, VA 22314  
(703)-684-5633

**FILING RECEIPT  
POSTCARD**

To: Asst. Comm. for Patents Box Patent Applications Washington, D.C. 20231	Atty. Dkt No.: <u>C2DIV001.14/</u>
	Date: <u>February 25, 2004</u>

Please confirm receipt of the document(s) checked below by applying your date stamp  
(and Serial no.):

A Utility Application for Letters Patent including the following:

- Copy of Original Specification (13 Pages)
- 1 Sheets of Formal Drawings
- Preliminary Amendment
- Transmittal (in Triplicate)
- Declaration and Power of Attorney
- Statement of Small Entity Status, Indep. Inv.
- Petition to Make Special
- Assignment of Invention and Transmittal Form (in Duplicate)
- Information Disclosure Statement (Form 1449)
- Copies of References Cited on Form 1449
- Deposit Account Charge Form for 50-0562 (in Duplicate)
- Check Number 1618 in the amount of \$385
- Associate power of attorney



Stamp:	Art Unit: _____
Rcv'd.	In re Appl. of: <u>Angelo S. Restivo, Sr.</u>
	Serial No.: <u>UNKNOWN</u>
	Filing Date: <u>HEREWITH</u>
Title: <u>Pipe Temperature Control Valve</u>	

Merek, Blackmon & Voorhees, LLC  
673 S. Washington St.  
Alexandria, VA 22314  
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Robert N. Blackmon  
Merek, Blackmon & Voorhees, LLC  
673 S. Washington St.  
Alexandria, VA 22314

**PAYMENTS, AUTHORIZATIONS AND CHARGES THIS FILING:**

- No Fee associated with this filing
- Check No. 1618 in the amount \$ 385 for Filing Fee - Small Entity
- Deposit Authorization Against 50-0562 in the amount of \$ \_\_\_\_\_ for \_\_\_\_\_
- Authorization to charge any deficient fees to Deposit Account 50-0562.

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Preliminary Amendment  
 Transmittal (in Triplicate)  
 Declaration and Power of Attorney  
 Statement of Small Entity Status, Indep. Inv.  
Petition to Make Special  
Assignment of Invention and Transmittal Form (in Duplicate)  
Information Disclosure Statement (Form 1449)  
Copies of References Cited on Form 1449  
Deposit Account Charge Form for 50-0562 (in Duplicate)  
 Check Number 1618 in the amount of \$385  
Associate power of attorney

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Art Unit: \_\_\_\_\_

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In re Appl. of: Angelo S. Restivo, Sr.

Serial No.: UNKNOWN

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Title: Pipe Temperature Control Valve

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IN THE UNITED STATES PATENT OFFICE

US Patent and Trademark Office  
MAIL STOP DUPLICATE  
PO Box 1450  
Alexandria, VA 22313-1450

Re: 10/785,023 filed 2/25/2004 to Restivo, Sr.

Dear Sir:

On February 25, 2004, applicant filed a complete application. On September 15, 2004 at the request of the OIPE of the Patent Office, Applicant filed a duplicate application copy to replace the lost original. Applicant recently received a notice from the Image Assistance Center that the duplicate had been lost as well and requested another copy of the application as filed. A copy of this request is enclosed herewith.

Pursuant to your request, please find enclosed a second duplicate copy of the papers filed on February 25, 2004. I hereby certificate that this is a true and correct copy of the papers filed. No new matter has been added.

I understand from the Office of Initial Patent Examination that the papers as originally filed were lost, and I have been requested to file this duplicate copy.

Please do not hesitate to contact me if I can provide any additional information.

Dated: June 2, 2005

Respectfully submitted,



Robert N. Blackmon  
Reg. No. 39,494  
Attorney for the Applicant

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